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PATENT
Atty. Docket No. 412589

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/696,373
Applicant : Gregory W. Gorman
Filed : 29 October 2003
Title : SYMBOL-BEARING FLUID RECEPTACLE
TC/A.U. : 1772
Examiner : Alicia Ann Chevalier
Confirmation No. : 6754

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CERTIFICATE OF TRANSMITTAL UNDER 37 C.F.R. 1.8

I hereby certify that this paper (along with any paper referred to as being filed herewith) is being transmitted via facsimile number 571-273-8300 to the attention of Alicia Ann Chevalier at: Group Art Unit 1772, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

10/6/05
Date

Karen Jodzio-Head
Karen Jodzio-Head

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO REQUIREMENT FOR RESTRICTION/ELECTION

Sir:

These remarks are responsive to the Restriction Requirement mailed 08 September, 2005.
Please amend the above-identified application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.

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Response to Restriction Requirement in Application No. 10/696,373

Atty. Docket No. 408392

REMARKS/ARGUMENTS

Claims 1-9 and 21-32 remain pending in this application. Claims 20-27 are cancelled, without prejudice. Claims 21-32 are newly-added, without new matter.

In the Restriction Requirement of 8 September 2005, the Examiner required the election of one of the following groups :

- I. Claims 1-9, drawn to a symbol-bearing receptacle; or
- II. Claims 10-20, drawn to a method for creating a contrasting appearance.

Applicant elects group I (claims 1-9), for prosecution on the merits. Claims 10-20 are cancelled without prejudice, and may be pursued in one or more divisional applications. New claims 21-32 are clearly within Group I.


Given the above election, Applicant has addressed all issues raised in the Office Action dated 8 September 2005, and respectfully requests examination of all pending claims.

21 claims remain pending, 3 of which are independent. Applicants previously paid for 20 claims, including 4 independent claims. The fee paid for the fourth independent claim (upon filing) more than covers the fee that Applicants would otherwise pay for the 21st additional, currently pending, dependent claim. Therefore, no fees are believed currently due. However, should any fee be deemed necessary in connection with this Election and Response, please charge Deposit Account No. 12-0600. Should any questions arise in connection with this Election and Response, the Examiner is encouraged to telephone the undersigned attorney.

Respectfully submitted,

LATHROP & GAGE L.C.

By


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